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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,) No. CR 13 00145 YGR
12 Plaintiff,)
13 vs.) STIPULATION AND ORDER
14 MATTHEW LLANEZA,) CONTINUING STATUS CONFERENCE
15 Defendant.) AND SETTING MATTER FOR CHANGE
16) OF PLEA

17 Matthew Llaneza presently is in custody on a charge of attempted use of a weapon of
18 mass destruction, 18 U.S.C. § 2332a(a)(2)(B). This matter presently is set for a further status
19 conference on 19 September 2013. The parties are negotiating the final aspects of a settlement
20 in this case and anticipate that Mr Llaneza will change his plea at the next calling of the case.
21 Accordingly, the parties respectfully recommend and request that the Court continue this matter
22 to 10 October 2013 for change of plea. Given the need for the defense counsel to ensure the
23 proposed settlement is consistent with the matters identified during its investigation and the
24 discovery review process, and the need to thoroughly review the terms of the proposed plea
25 agreement with the defendant, the parties agree that the time between 19 September 2013 and 10
26 October 2013 should excluded under the Speedy Trial Act for effective defense preparation. 18

1 U.S.C. §§ 3161(h)(7)(B)(iv). This is the parties' third stipulated request for a continuance.

2 SO STIPULATED.

3 /s/

4 Dated: 18 September 2013

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JEROME E. MATTHEWS
Assistant Federal Public Defender

6 Dated: 18 September 2013

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/s/
ANDREW CAPUTO
8 Assistant United States Attorney

9 Good cause appearing therefor, IT IS ORDERED that this matter be continued to
10 October 10, 2013 at 2:00pm for change of plea. The status conference date of 19 September
11 2013 is VACATED. For the reasons specified in the parties' stipulation, the time between 19
12 September 2013 and 10 October 2013 is excluded under the Speedy Trial Act for effective
13 defense preparation. 18 U.S.C. §§ 3161(h)(7)(B)(iv). The Court finds that the ends of justice
14 served by excluding this time outweighs the best interest of the public and the defendant in a
15 speedy trial. Section 3161(h)(7)(A).

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17 Dated: September 18, 2013


YVONNE GONZALEZ ROGERS
United States District Judge

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